

**IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA  
CIVIL DIVISION**

**SHARON LEA MANNING WAID,**

**Plaintiff,**

**Vs.**

**CIVIL ACTION NO. CV-05- 2185**

**REJEANA V. FREEMAN, an individual.**

**BUDGET RENTAL CAR, Inc.**

**A business entity whose status will be  
Added by amendment when ascertained,  
Defendant No 2, the business entity who owns Budget  
Rental Car, Inc. A business entity whose status**

**will be added by amendment  
When ascertained and Defendant No 3 whether**

**singular or plural hereby intending  
to designate the driver of the vehicle**

**who negligence/wantonness injured  
the Plaintiff and No. 4, whether**

**singular or plural, Plaintiff hereby  
intending to designate the owner**

**of the motor vehicle in which the Defendant  
was driving at the time her**

**negligently/wantonness injured the  
Plaintiff. (Plaintiff avers that said the identifies  
of said fictitious parties Defendant are unknown**

**to the Plaintiff at this time but whose true  
names will substituted by amendment when ascertained.)**

**Defendants.**

**Complaint**

**PARTIES**

1. Plaintiff, Sharon Lea Manning Waid, (known at the time of the car wreck as Sharon Lea Manning) who is over the age of Twenty One years and who at the time of this car wreck was a residence of the State of Alabama residing at 1617 Queen Elizabeth Court, Montgomery, Alabama 36117, at the time of this car wreck.

2. Defendant, Rejeana V. Freeman, at the time of this car wreck gave her address as a non-resident of the State of Alabama who gave her address as USAF-Luke Air Force

2005 AUG 24 AM 11:04  
CIRCUIT COURT OF  
MONTGOMERY COUNTY

Base in Arizona but may also have been residing in Arizona at 1628 Mohave, Glendale, Arizona 85307.

3. Defendant, Budget Rent a Car, Inc., is a foreign Corporation licensed to do business in the State of Alabama with business located to wit: in the City of Montgomery at 3470 Selma Highway, Montgomery, Alabama 36108.

4. Defendant No. 2 who is the rightful owner of Budget Rent A Car, Inc. is a foreign Corporation licensed to do business in the State of Alabama whom the Plaintiff avers was operating the business located in the City of Montgomery at 3470 Selma Highway, Montgomery, Alabama 36108.

5. Defendant no. 3 is the true name and identify of the person who was negligently/wantonly driving the motor vehicle which struck the Plaintiff whose true identify will be substituted by amendment when ascertain.

6. Defendant no. 4 is the true name and business entity who owned the motor vehicle which was being negligently/wantonly driven at the time by Defendant Miller and which said motor vehicle struck the motor vehicle being driven by the Plaintiff and whose identify will be substituted by amendment when ascertain.

#### **JURISDICTIONAL AMOUNT**

7. That for purposes of jurisdictional amount in this cause the demand from all claims, including costs and interest from all Defendants is one total amount of not more than Fifty Thousand Dollars (\$50,000.00).

#### **COUNT 1**

#### **NEGLIGENCE/WANTONESS**

8. The Plaintiff adopts and incorporates herein paragraphs number 1, 2, 3, 4, 5 and 6 as if fully set out herein.

9. On or about the 26th day of August, 2003, Defendant, Rejeana V. Freeman, was operating a motor vehicle owned by Defendant, Budget Rent A Car, upon a public highway at on Carmichael Road at between Carmichael Road and Trinity Boulevard, in Montgomery, Alabama, Montgomery County, Alabama, when Defendant negligently/wantonly caused or allowed her motor vehicle to collide with a motor vehicle owned by the Plaintiff.

10. As a proximate result of the Defendant's said negligence/wantonness, the Plaintiff was caused to suffer injuries to her person forin that she was bruised, jerked around, suffered injuries to her upper body and emotional distress. She was further caused to suffer injuries to her neck, back, shoulder and legs. She further suffered pain and suffering and was caused to have medical expenses both of which she is still suffering from and having expenses thereof.

**WHEREFORE THE PREMISES CONSIDERED** Plaintiff demands judgement against the Defendant in a reasonable sum for compensatory damages and punitive damages, interest and costs that is meet and proper under the premises herein.

**COUNT 11**

**NEGLIGENT ENTRUSTMENT**

11. The Plaintiff adopts and incorporates herein paragraph number 1, 2, 3, 4, 5 and 6 as if same is fully set out herein.

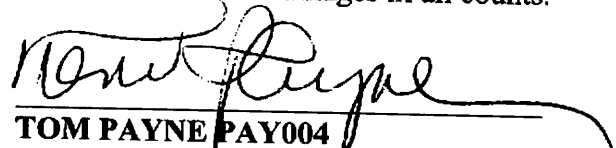
12. That the Defendant, Budget Rent A Car, Inc. Fictitious Defendants numbers 1, 2, 3 and 4 (whose identities will added by amendment when ascertained) negligently entrusted a motor vehicle to Defendant, Rejeana V. Freeman, on to wit: August 26, 2005 with knowledge of her propensity for negligent in driving a motor vehicle without an

investigation of the propensity of Defendant, Rejeana V. Freeman, for negligent operation of a motor vehicle.

13. As a proximate consequences of The negligent Budget Rent A Car, Inc. and Fictitious Defendants number 1, 2, 3 and 4 negligent entrustment of the motor vehicle to Defendant, Rejeana V. Freeman, the motor vehicle was negligently driven by Defendant Rejeanna V. Freeman so as to run said motor vehicle into, upon and against the motor vehicle being lawfully driven by the Plaintiff so as to cause grievous injuries to Plaintiff's body, pain and suffering and to suffer continuing medical expenses for her personal injuries.

**WHEREFORE THE PREMISES CONSIDERED** the Plaintiff demands of the Defendants ReJeana V. Freeman, Budget Rent A. Car, Inc. and fictitious Defendants Number 1, 2, 3 and 4 (Whose identifies will be added by amendment when ascertained) a sum of monies reasonable under the circumstances that is meet and proper under the premises herein.

Plaintiff demands from the Defendants one total sum for damages in all counts.

  
**TOM PAYNE PAY004**  
**ATTORNEY FOR THE PLAINTIFF**  
**305 SOUTH LAWRENCE STREET**  
**MONTGOMERY, ALABAMA 36104**  
**269-1791**

**Please serve the Defendant:**

**Rejeana V. Freeman, USAF, Luke Air Force, Arizona or 1628 Mohave, Glendale, Arizona 85307**

**Budget Rent A Car, 3485 Selma Highway, Montgomery, Alabama 36108**

State of Alabama  
Unified Judicial System**COVER SHEET****CIRCUIT COURT - CIVIL CASE**  
(Not for Domestic Relations Cases)

Form ARCivP-93 Rev. 5/99

Case Number

CIV 05

Date of Filing

08

Month Day

2005

Year

Judge Code:

**GENERAL INFORMATION**

IN THE CIRCUIT COURT OF

MONTGOMERY

ALABAMA

(Name of County)

SHARON LEA MANNING WAID

v. REJEANA V. FREEMAN, ETC. AL.

Plaintiff

Defendant

First Plaintiff ☐ Business ☒ Individual  
☐ Government ☐ OtherFirst Defendant ☐ Business ☒ Individual  
☐ Government ☐ Other**NATURE OF SUIT:** Select primary cause of action, by checking box (check only one) that best characterizes your action:**TORTS: PERSONAL INJURY**

- ☐ WDEA - Wrongful Death  
☐ TONG - Negligence: General  
☒ TOMV - Negligence: Motor Vehicle  
☒ TOWA - Wantonness  
☐ TOPL - Product Liability/AEMLD  
☐ TOMM - Malpractice - Medical  
☐ TOLM - Malpractice - Legal  
☐ TOOM - Malpractice - Other  
☐ TBFM - Fraud/Bad Faith/Misrepresentation  
☐ TOXX - Other:

**TORTS: PROPERTY INJURY**

- ☐ TOPE - Personal Injury  
☐ TORE - Real Property

**OTHER CIVIL FILINGS**

- ☐ ABAN - Abandoned Automobile  
☐ ACCT - Account & Nonmortgage  
☐ APAA - Administrative Agency Appeal  
☐ ADPA - Administrative Procedure Act  
☐ ANPS - Adults in Need of Protective Services

**OTHER CIVIL FILINGS (cont'd)**

- ☐ MSXX - Birth/Death Certificate Modification/bond Forfeiture Appeal/  
Enforcement of Agency Subpoena/Petition to Preserve  
☐ CVRT - Civil Rights  
☐ COND - Condemnation/Eminent Domain/Right-of-Way  
☐ CTMP - Contempt of Court  
☐ CONT - Contract/Ejectment/Writ of Seizure  
☐ TOCN - Conversion  
☐ EQND - Equity Non-Damages Actions/Declaratory Judgement/Injunction  
Election Contest/Quiet Title/Sale for Division  
☐ CVUD - Eviction Appeal/Unlawful Detainer  
☐ FORJ - Foreign Judgment  
☐ FORF - Fruits of Crime Forfeiture  
☐ MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition  
☐ PFAB - Protection from Abuse  
☐ FELA - Railroad/Seaman (FELA)  
☐ RPRO - Real Property  
☐ WTEG - Will/Trust/Estate/Guardianship/Conservatorship  
☐ COMP - Worker's Compensation  
☐ CVXX - Miscellaneous Circuit

**DEFENDANT'S  
EXHIBIT**CASE  
NO.EXHIBIT  
NO. /ORIGIN (check one) F ☒ INITIAL FILINGA ☐ APPEAL FROM DISTRICT COURTO ☐ OTHER:R ☐ REMANDEDT ☐ TRANSFERRED FROM  
OTHER CIRCUIT COURT

HAS JURY TRIAL BEEN DEMANDED?

☐ YES ☒ NO

NOTE: Checking "Yes" does not constitute a demand for a jury trial. (See Rule 38 and 39, Ala.R.Civ.P. for procedure)

RELIEF REQUESTED: ☒ MONETARY AWARD REQUESTED ☐ NO MONETARY AWARD REQUESTED

ATTORNEY CODE

P A Y 0 0 4

DATE

Signature of Attorney/Party filing this form

MEDIATION REQUESTED:

☐ YES ☐ NO ☒ UNDECIDED

State of Alabama  
Unified Judicial System

Form C-34 Rev 6/88

**SUMMONS  
-CIVIL-**

Case Number

CV-05-218

IN THE \_\_\_\_\_ CIRCUIT \_\_\_\_\_ COURT OF \_\_\_\_\_ MONTGOMERY \_\_\_\_\_ COUN

Plaintiff SHARON LEA MANNING WAID v. Defendant REJEANA V. FREEMAN, ET.NOTICE TO Rejeana V. Freeman, 1628 Mahava, Glendale, Arizona 85307

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF OR PLAINTIFF'S ATTORNEY Tom Payne WHOS

ADDRESS IS 305 South Lawrence Street, Montgomery, Alabama 36104

THIS ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY AND OTHER THINGS DEMANDED IN THE COMPLAINT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED by the Alabama Rules of Civil Procedure:

- ☐ You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant.
- ☒ Service by certified mail of this summons is initiated upon the written request of the Plaintiff pursuant to the Alabama Rules of Civil Procedure.

Date

9/1/05

Clerk/Register

Melissa Pittman

AUG 24 2005

AM 11:04

- ☒ Certified Mail is hereby requested.

Plaintiff's/Attorney's Signature

**RETURN ON SERVICE:**

- ☐ Return receipt of certified mail received in \_\_\_\_\_

- ☐ I certify that I personally delivered a copy of this summons and complaint to \_\_\_\_\_

Alabama on \_\_\_\_\_

(Date)

Date

Address of Server

U.S. Postal Service

**CERTIFIED MAIL<sup>®</sup> RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

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Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark  
Here

Sent To:

Ms Rejeana V. Freeman  
 Street, Apt. No. or PO Box No. 1628 Mahava  
 City, State, ZIP+4 Glendale ARIZONA 85307

PS Form 3800, June 2002

See Reverse for instructions

State of Alabama  
Unified Judicial System

Form C-34 Rev 6/88

**SUMMONS  
-CIVIL-**

Case Number

CV-05-218

IN THE \_\_\_\_\_ CIRCUIT COURT OF \_\_\_\_\_ MONTGOMERY COUNTY

Plaintiff SHARON LEA MANNING WAID v. Defendant REJEANA V. FREEMAN, et. aMs. Staci Anderson, Manager, Budget Rent A Car, Inc.NOTICE TO 3485 Selma Highway, Montgomery, Alabama

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF OR PLAINTIFF'S ATTORNEY Tom Payne WHOSE

ADDRESS IS 305 South Lawrence Street, Montgomery, Alabama

THIS ANSWER MUST BE MAILED OR DELIVERED WITHIN \_\_\_\_\_ DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY AND OTHER THINGS DEMANDED IN THE COMPLAINT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED by the Alabama Rules of Civil Procedure:

☒ You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant.

☐ Service by certified mail of this summons is initiated upon the written request pursuant to the Alabama Rules of Civil Procedure

Date

9/1/05

Clerk/Register

Melissa PittmanLu

☒ Certified Mail is hereby requested.

Plaintiff's/Attorney's Signature

[Signature]

## RETURN ON SERVICE:

☐ Return receipt of certified mail received

☐ I certify that I personally delivered a

Alabama on \_\_\_\_\_

(Date)

Date

Address of Server

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark  
Here

Sent To Ms Stacie Anderson, Manager  
Street, Apt. No. 3485 Selma Highway  
or PO Box No. Montgomery AL 36108  
City, State, ZIP+4

PS Form 3800, 1-1-02

See Reverse for Instructions

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FILED  
U.S. DISTRICT COURT  
MONTGOMERY, ALABAMA

Col

EWR

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature X <i>Jeffery Washburn</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Received by (Printed Name) <i>Jeffery Washburn</i> C. Date of Delivery <i>9-2-05</i> D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
1. Article Addressed to: <i>Ms. Stacy Anderson</i> <i>Manager</i> <i>Budget Dept A</i> <i>3485 Selma Highway</i> <i>Montgomery, AL 36105</i>		<i>CV-2005-2185</i> <i>STC</i> <i>D2</i>	
2. Article Number (Transfer from service label) <i>C</i>		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes	
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

P- Sharon Manning  
d- Rejeana Freeman

Honorable Melissa Ritternour  
Clerk of the Circuit Court  
Civil Division  
Montgomery County Courthouse  
251 South Lawrence Street  
Montgomery, Alabama 36104

**RETURN RECEIPT  
REQUESTED**

**RESTRICTED  
DELIVERY**



7005 1160 0004 6820 0891

**RESTRICTED  
DELIVERY**

Recipient Ms. Rejeana V. Freeman  
Address 1628 Mohave  
City Gleendale, Arizona State 85307  
Apt.                      Sp.                      #                       
Forwarding Order Expired                      ST#                       
Reason Left No Forward                     



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ms. Rejeana V. Freeman  
1628 Mohave  
Gleendale, Arizona  
85307  
SEP 2005  
FBI  
Circuit Clerk

2. Article Number  
(Transfer from service label)

PS Form 3811, February 2004

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

**X**

- ☐ Agent  
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

CV-2005-2185 DI

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☒ Yes

7005 1160 0004 6820 0891

Domestic Return Receipt

102595-02-M-1540

P- ~~Especially~~ ~~look~~ ~~David~~  
d- ~~atty~~ ~~clerk~~  
P- Shawn Waid  
d- Rejeana Freeman